

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Attorney Docket No.	C1040/7010 (HCL/MAT)
	First Named Inventor or Application Identifier	
	DAVIS, et al.	
	Express Mail Label No.	EL583585920US
	Date of Deposit	January 22, 2001

<b>APPLICATION ELEMENTS</b> <i>See MPEP chapter 600 concerning utility patent application contents</i>	<b>ADDRESS</b> <b>Box Patent Application</b> <b>TO:</b> Commissioner for Patents Washington, DC 20231
1. <input type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>  2. <input checked="" type="checkbox"/> Specification [Total pages = 90] 70 - pages description 1 - pages abstract 19 - pages claims                      153 - Total claims  3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total sheets = 14] <input checked="" type="checkbox"/> Informal <input type="checkbox"/> Formal [Total drawings = 14]  4. <input type="checkbox"/> Oath or Declaration [Total pages] a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> [Note Box 5 below] i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).  5. <input type="checkbox"/> Incorporation by Reference <i>(usable if Box 4b is checked)</i> The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	6. <input type="checkbox"/> Microfiche Computer Program (Appendix)  7. <input checked="" type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input checked="" type="checkbox"/> Computer Readable Copy b. <input checked="" type="checkbox"/> Paper Copy (identical to computer copy) c. <input checked="" type="checkbox"/> Statement verifying identity of above
<b>ACCOMPANYING APPLICATION PARTS</b>	
8. <input type="checkbox"/> Assignment Papers/cover sheet & documents(s) 9. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney 10. <input type="checkbox"/> English Translation of Document <i>(if applicable)</i> 11. <input type="checkbox"/> Information Disclosure Statement PTO-1449 <input type="checkbox"/> Copies of IDS Citations 12. <input type="checkbox"/> Preliminary Amendment 13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i> 14. <input type="checkbox"/> Small Entity Statement(s) <input type="checkbox"/> Statement filed in prior application, Status still proper and desired 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	
16. Other:	
17. If a <b>CONTINUING APPLICATION</b> , check appropriate box and supply the requisite information: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: <input type="checkbox"/> Cancel in this application original claims of the prior application before calculating the filing fee. <input type="checkbox"/> Amend the specification by inserting before the first line the sentence: This application is a <input type="checkbox"/> continuation <input type="checkbox"/> divisional of application serial no. , filed , entitled , and now .	

18. CORRESPONDENCE ADDRESS					
Correspondence address below					
ATTORNEY'S NAME	Helen C. Lockhart, Reg. No. 39,248				
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19. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME	Helen C. Lockhart, Reg. No. 39,248
SIGNATURE	<i>Helen Lockhart</i>
DATE	January 20 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Heather L. Davis and Michael J. McCluskie  
 Serial No: not yet assigned  
 Filed: Herewith  
 For: IMMUNOSTIMULATORY NUCLEIC ACIDS FOR INDUCING A TH2  
 IMMUNE RESPONSE  
 Examiner: Not yet assigned  
 Art Unit: Not yet assigned  
 Express Mail No.: EL583585920US

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.10(a)

I hereby certify that this document is being placed in the United States mail as Express Mail No. EL583585920US, postage attached, addressed to Box Patent Application: Commissioner for Patents, Washington, D.C. 20231 on the 22<sup>nd</sup> day of January, 2001.

*Maryanne Trevisan*  
 Maryanne Trevisan

Commissioner for Patents  
 Washington, D.C. 20231

Attention: Box Patent Application

Sir:

TRANSMITTAL

Transmitted herewith are the following documents:

- ☒ Utility Patent Application Transmittal
- ☒ Specification (Total Pages 90)  
 (70 pages of Description, 1 page of Abstract, 19 pages of Claims (153 claims),
- ☒ Drawings (Total Pages 14) (Figs. 1-14)
- ☒ Statement Under 37 C.F.R. §1.821(f)
- ☒ Paper Sequence Listing (2 pages)
- ☒ 3.5" Computer Disk
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

Respectfully Submitted,

*Helen C. Lockhart*

Helen C. Lockhart (Reg. No. 39,248)  
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 Attorneys for Applicants

Attorney Docket No.: C1040/7010 (HCL/MAT)  
 Date: January 22, 2001  
 x01/22/01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : Heather L. Davis and Michael J. McCluskie  
SERIAL NO. : Not Yet Assigned  
EXPRESS MAIL NO.: EL583585920US  
FILED : Herewith  
FOR : IMMUNOSTIMULATORY NUCLEIC ACIDS FOR INDUCING  
A TH2 IMMUNE RESPONSE

Commissioner for Patents  
Washington, D.C. 20231  
BOX PATENT APPLICATION

**STATEMENT UNDER 37 C.F.R. §1.821(f)**

Sir:

This statement is made pursuant to 37 CFR 1.821(f). Applicant encloses herewith an original copy of the Sequence Listing and a computer readable diskette. Applicant's agent states that the content of the paper copy of the Sequence Listing and the computer readable diskette contain the identical information and contain no new matter.

Respectfully submitted,



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DATE: January 22, 2001  
Attorney's Docket No.: C1040/7010 (HCL/MAT)  
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